

I hereby certify that this correspondence is being sent via facsimile to the Commissioner for Patents at the United States Patent and Trademark Office centralized facsimile number 571-273-8300 on

January 17, 2007

Gregory H. Zayia – Registration No. 48,059

Name of Applicant, Assignee or Registered Representative

Name of Applicant, Assignee or
Registered Representative
Gregory Zayia
Signature

Signature _____

January 17, 2007
Date of Transmission

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JAN 17 2007

Our Case No. 11333/29

Sysmex Ref. No. 1-2002-070US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Yasuyuki Kawashima et al.

Serial No. 10/692,554

Filing Date: October 24, 2003

For: Sample Analyzers, Bacteria Analyzers, and Solutions for Diluting and Cleaning

Examiner Natalia A. Levkovich

Group Art Unit No. 1743

RESPONSE

**Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

Dear Sir:

Responsive to the Office Action mailed July 27, 2006, Applicants respectfully request reconsideration in light of the following Remarks.

Amendments to the Specification begin on page 2 of this communication.

Amendments to the Claims are reflected in the listing of claims that begins on page 3 of this communication.

Remarks begin on page 7 of this communication.

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CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence, totaling fifteen (15) pages including rec'd attachments, is being facsimile transmitted to the United States Patent and Trademark Office at facsimile no.: 571-273-8300 (Central number) on the below date:

Date: January 17, 2007 Name: Gregory H. Zavia - Reg. No. 48,059 Signature: Gregory Zavia

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& LIONE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Yasuyuki Kawashima et al.

Appln. No.: 10/692,554

Filed: October 24, 2003

For: Sample Analyzers, Bacteria Analyzers, and
Solutions for Diluting and CleaningExaminer: Natalia A.
Levkovich

Art Unit: 1743

Attorney Docket No: 11333/29

Mail Stop Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

Attached is/are:

☒ Transmittal (in duplicate); Response; Petition and Fee for Extension of Time (in duplicate)

Fee calculation:

- ☐ No additional fee is required.
- ☐ Small Entity.
- ☒ An extension fee in an amount of \$1,020 for a three (3)-month extension of time under 37 C.F.R. § 1.138(a).
- ☐ A petition or processing fee in an amount of \$_____ under 37 C.F.R. § 1.17(____).
- ☐ An additional filing fee has been calculated as shown below:

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total	15	Minus	24	0	x \$25=			x \$50=	
Indep.	3	Minus	3	0	x 100=			x \$200=	
First Presentation of Multiple Dep. Claim					+\$180=			+\$360=	
					Total	\$		Total	\$

Fee payment:

- ☐ A check in the amount of \$_____ is enclosed.
- ☒ Please charge Deposit Account No. 23-1925 in the amount of \$1,020. A copy of this Transmittal is enclosed for this purpose.
- ☐ Payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).
- ☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

January 17, 2007
Date

Gregory Zavia
Gregory H. Zavia (Reg. No. 48,059)

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BRINKS HOFER GILSON & LIONE
NBC Tower - Suite 3600, 455 N. Cityfront Plaza Drive, Chicago, IL 60611-5599

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CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. §1.8 I hereby certify that this correspondence, totaling <u>fifteen (15)</u> pages including recited attachments, is being facsimile transmitted to the United States Patent and Trademark Office at facsimile no.: <u>571-273-8300</u> (Central number) on the below date: Date: <u>January 17, 2007</u> Name: <u>Gregory H. Zayia - Reg. No. 48,059</u> Signature: <u>Gregory Zayia</u>	
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& LIONE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: **Yasuyuki Kawashima et al.**

Appln. No.: **10/692,554**

Filed: **October 24, 2003**

For: **Sample Analyzers, Bacteria Analyzers, and Solutions for Diluting and Cleaning**

Examiner: **Natalia A. Levkovich**

Art Unit: **1743**

Attorney Docket No: **11333/29**

Mail Stop Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

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- ☐ Small Entity.
- ☒ An extension fee in an amount of \$1,020 for a three (3)-month extension of time under 37 C.F.R. § 1.136(a).
- ☐ A petition or processing fee in an amount of \$ under 37 C.F.R. § 1.17().
- ☐ An additional filing fee has been calculated as shown below:

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Total	15	Minus	24	0	x \$25=			x \$50=	
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Respectfully submitted,

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